

## CERTIFICATE OF MAILING PURSUANT TO 37 C.F.R. §1.8

I, Lisa Mansur, hereby certify that this correspondence, pursuant to 37 C.F.R. §1.8, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date: February 27, 2004By Lisa MansurIN THE UNITED STATES PATENT AND  
TRADEMARK OFFICE

Applicant(s): Francois-Xavier Nuttall      Docket No.: 46030.00028  
Application No.: 09/757,951      Group Art Unit: 3621  
Filing Date: January 10, 2001      Examiner: Cheung, Mary  
Title: METHOD FOR COMPUTER NETWORK OPERATION PROVIDING  
BASIS FOR USAGE FEES

## TRANSMITTAL OF NOTICE OF APPEAL

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

MAR - 2 2004

GROUP 3600

Commissioner:

Herewith is a Notice of Appeal in the above-identified application in response to the Office Action mailed on February 10, 2004. Applicants hereby petitions, pursuant to 37 C.F.R. §1.136, that the shortened statutory response period be extended for one month until March 4, 2004. The fee set forth in 37 C.F.R. §1.17 is enclosed.

[ ] Applicant claims small entity status under 37 C.F.R. §§1.9 and 1.27.

[ ] A verified statement to establish small entity status under 37 C.F.R. §§1.9 and 1.27 is enclosed.

## FEE CALCULATION, CLAIMS AS AMENDED:

	Claims remaining after amendment		Highest number previously paid for		Present Extra			Additional Fee
Total Effective Claims		minus		=		x	\$ 18.00	= \$0.00
Independent Claims		minus		=		x	\$ 86.00	= \$0.00
							Subtotal:	\$0.00

Subtotal: \$0.00

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02 FC:1251

110.00 DA

DLC

AF \$  
Date: 3-10-04  
# so req for  
Extension  
Opt time  
+ fee  
3-10-04

Fee Calculation: Request for extension of time pursuant to 37 C.F.R. §1.136(a)

<input checked="" type="checkbox"/>	Response filed within first month after due date – add	\$ 110.00
<input type="checkbox"/>	Response filed within second month after due date – add	\$ 420.00
<input type="checkbox"/>	Response filed within third month after due date – add	\$ 950.00
<input type="checkbox"/>	Response filed within fourth month after due date – add	\$1480.00
<input type="checkbox"/>	Response filed within fifth month after due date – add	\$2010.00
Subtotal:		\$ 110.00

If one of the “small entity” boxes above is checked, enter half (1/2) of the second subtotal and subtract. \$ 0.00

TOTAL ADDITIONAL FEE ENCLOSED: \$ 110.00

☒ Please charge Deposit Account No. 19-3878 in the amount of \$ 110.00.  
**A duplicate copy of this sheet is attached.**

☐ A Squire, Sanders & Dempsey L.L.P. check in the amount of \$ \_\_\_\_\_ is attached.

This statement does NOT authorize charge of the issue fee. The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any deficiency in the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under 37 C.F.R. §§1.16-1.18 (deficiency only) now or hereafter relative to this Application and the resulting Official document under 37 C.F.R. §1.20, or credit any overpayment to Account No. 19-3878 for which purpose a duplicate copy of this sheet is attached.

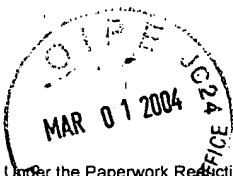
Respectfully submitted,

February 27, 2004  
Date

By William R. Bachand  
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 46030.00028	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>February 27, 2004</u> .  Signature <u>Lisa Mansur</u>  Typed or printed name <u>Lisa Mansur</u>	In re Application of Francois-Xavier Nuttall		
	Application Number 09/757,951		Filed January 10, 2001
	For METHOD FOR COMPUTER NETWORK OPERATION PROVIDING BASIS FOR USAGE FEES		
	Art Unit 3621	Examiner Cheung, Mary	
Applicant hereby <b>appeals</b> to the Board of Patent Appeals and Interferences from the decision of the examiner.  The fee for this Notice of Appeal is (37 CFR 1.17(b)) <div style="text-align: right;">\$ <u>330.00</u></div> <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ ____ <input type="checkbox"/> A check in the amount of the fee is enclosed. <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>19-3878</u> . I have enclosed a duplicate copy of this sheet. <input checked="" type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.  <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>  I am the <input type="checkbox"/> applicant/inventor. <input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96) <input checked="" type="checkbox"/> attorney or agent of record. Registration number <u>34,980</u> <input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) ____ <div style="text-align: right;"> _____ Signature William R. Bachand _____ Typed or printed name (602) 528-4100 _____ Telephone number  February 27, 2004 _____ Date</div>			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.			

☒ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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OK

*Patricia Lewis*  
PTO/SB/31 (08-03)  
11/20/01 Notice  
for  
Appeal  
fee  
3.10.04  
GROUP 3600  
MAR 2 2004